

January 5, 2010

Mr. Jeff Derouen
Executive Director
Public Service Commission
211 Sower Boulevard
Frankfort, Kentucky 40602

RECEIVED

JAN - 6 2010

PUBLIC SERVICE
COMMISSION

Re: PSC Case No. 2009-00476

Dear Mr. Derouen:

On December 30, 2009, East Kentucky Power Cooperative, Inc. ("EKPC") responded to the Commission's letter of December 16, 2009 providing notice of Filing Deficiencies regarding the Application in the above-referenced case. Along with the response, EKPC provided a Petition for Confidential Treatment of Information ("Petition"). Subsequent to submitting these documents, EKPC found that the incorrect case number was included on the Petition. Please find enclosed for filing with the Commission an original and ten copies of EKPC's revised Petition.

Very truly yours,



Ann F. Wood
Manager, Regulatory Services

Enclosures

Cc: Hon. Mike Kurtz
36 E. Seventh Street, Suite 1510
Cincinnati, OH 45202

COMMONWEALTH OF KENTUCKY

BEFORE THE PUBLIC SERVICE COMMISSION

RECEIVED

IN THE MATTER OF:

JAN - 6 2010

AN APPLICATION OF EAST KENTUCKY)
POWER COOPERATIVE, INC. FOR)
APPROVAL OF THE ISSUANCE OF)
\$900,000,000 OF SECURED PRIVATE)
PLACEMENT DEBT AND UP TO \$21,435,000)
OF UNSECURED DEBT)

PUBLIC SERVICE
COMMISSION

CASE NO. 2009-00476

PETITION FOR CONFIDENTIAL
TREATMENT OF INFORMATION

Comes now the petitioner, East Kentucky Power Cooperative, Inc. ("EKPC") and, as grounds for this Petition for Confidential Treatment of Information (the "Petition"), states as follows:

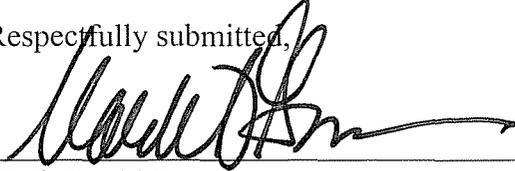
1. This Petition is filed in conjunction with the filing of certain information in revised Exhibit 3 of EKPC's Application for Approval of the Issuance of \$900,000,000 of Secured Private Placement Debt and Up to \$21,435,000 of Unsecured Debt, and relates to confidential information contained in those exhibits that are entitled to protection pursuant to 807 KAR 5:001 Section 7 and KRS §61.878(1)(c)1, §61.878(1)(c)2a, §61.878(1)(j) and §61.878(1)(c)2c.

2. The information designated as confidential in the subject Application describes certain contract pricing information relating to the project proposed to be financed. Disclosure of such contract pricing information could arm potential future bidders with information permitting them to obtain an unfair commercial advantage over and to the substantial detriment of EKPC and its members. As such, this information is confidential and not subject to public disclosure pursuant to KRS §61.878(1)(c)1.

3. The subject information is also entitled to protection pursuant to KRS §61.878(1)(c) 2 c, as records generally recognized as confidential or proprietary which are confidentially disclosed to an agency in conjunction with the regulation of a commercial enterprise.

4. Along with this Petition, EKPC has enclosed one copy each of revised Exhibit 3, with the confidential information identified by highlighting or other designation, and 10 copies of the same exhibits, with the confidential information redacted. The identified confidential information is not known outside of EKPC and is distributed within EKPC only to persons with a need to use it for business purposes. It is entitled to confidential treatment pursuant to 807 KAR 5:001 Section 7 and the various sections of KRS 61.878 delineated above.

WHEREFORE, EKPC respectfully requests the Public Service Commission to grant confidential treatment to the identified information and deny public disclosure of said information.

Respectfully submitted,


Mark David Goss
Frost Brown Todd LLC
250 West Main Street, Suite 2800
Lexington, KY 40507-1749
(859) 231-0000 – Telephone
(859) 231-0011 – Facsimile
Counsel for East Kentucky Power Cooperative, Inc.

CERTIFICATE OF SERVICE

This is to certify that an original and 10 copies of the foregoing Petition for Confidential Treatment of Information in the above-styled case were hand-delivered to the Office of Jeffrey Derouen, Executive Director of the Kentucky Public Service Commission, 211 Sower Boulevard, Frankfort, Kentucky 40601 on December 30, 2009.


Counsel for East Kentucky Power Cooperative, Inc.